

UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/658,390	09/08/2000	Arthur J. Coury	FTI 126

Patrea L Pabst Esq
Arnall Golden & Gregory LLP
2800 One Atlantic Center
1201 West Peachtree Street
Atlanta, GA 30309-3450

FORMALITIES LETTER



Date Mailed: 10/31/2000

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 65.

*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

11/17/2000 KZWDIE 00000059 09658390

01 FC:205

65.00 OP



SECTOR
\$

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Arthur J. Coury, Stephen D. Goodrich, Hildegard M. Kramer, Luis Z. Avila,
John F. Traverse, and Peter K. Jarrett

Serial No.: 09/658,390

Group Art Unit: 1713

Filed: September 8, 2000

Examiner: Not yet assigned

For: *HYDROGELS FOR ORTHOPEDIC REPAIR*

Box Missing Parts
Assistant Commissioner for Patents
Washington, D.C. 20231

**RESPONSE TO NOTICE TO FILE MISSING PARTS OF
NONPROVISIONAL APPLICATION, REQUEST FOR REFUND,
AND REQUEST FOR CORRECTED FILING RECEIPT**

Sir:

Responsive to the Notice to File Missing Parts of Nonprovisional Application, mailed
October 31, 2000, applicants enclose the following for filing in the above-identified application:

1. Declaration for Patent Application executed by Arthur J. Coury, Hildegard M.
Kramer, Luis Z. Avila, and Peter K. Jarrett;
2. Declaration for Patent Application executed by Stephen D. Goodrich and John F.
Traverse.
3. Statement Claiming Small Entity Status (37 C.F.R. §§ 1.9(f) and 1.27(c) --- Small
Business Concern) executed by Focal, Inc.;

4. Statement Under 37 C.F.R. § 3.73(b) executed by Focal, Inc., with attached copy of the executed Assignment from Arthur J. Coury, Stephen D. Goodrich, Hildegard M. Kramer, Luis Z. Avila, John F. Traverse, and Peter K. Jarrett to Focal, Inc.; and

5. Check in the amount of \$65.00 for the small entity surcharge for late filing the Declaration for Patent Application.

Applicants also enclose a copy of the Notice to File Missing Parts of Nonprovisional Application, mailed October 31, 2000.

Applicants respectfully request a 50% refund of the \$1,074.00 filing fee in the application, a total of \$537.00, pursuant to 37 C.F.R. § 1.28.

Please charge any other fees due, or credit any overpayment, in connection with this matter to Deposit Account No. 01-2507. A duplicate of this transmittal is enclosed to facilitate this process.

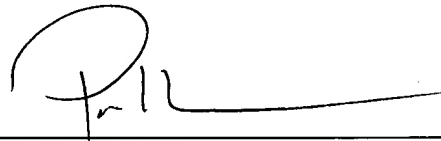
Request for Corrected Filing Receipt

Applicants respectfully request a corrected official Filing Receipt to correct the city and state of residence for inventor Stephen D. Goodrich, pursuant to the enclosed executed

U.S.S.N.: 09/658,390
Filed: September 8, 2000
RESPONSE TO NOTICE TO FILE
MISSING PARTS OF NONPROVISIONAL
APPLICATION, REQUEST FOR REFUND, AND
REQUEST FOR CORRECTED FILING RECEIPT

Declaration for Patent Application. The correct city and state of residence are **Norcross, Georgia**. Applicants have enclosed a copy of the official Filing Receipt with the changes noted in red.

Respectfully submitted,



Patrea L. Pabst
Reg. No. 31,284

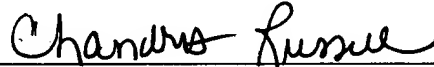
Date: November 8, 2000

ARNALL GOLDEN & GREGORY, LLP
2800 One Atlantic Center
1201 West Peachtree Street
Atlanta, Georgia 30309-3450
404-873-8794
404-873-8795 (fax)

U.S.S.N.: 09/658,390
Filed: September 8, 2000
RESPONSE TO NOTICE TO FILE
MISSING PARTS OF NONPROVISIONAL
APPLICATION, REQUEST FOR REFUND, AND
REQUEST FOR CORRECTED FILING RECEIPT

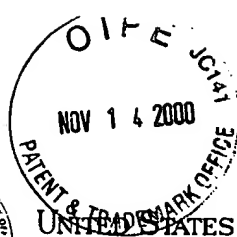
CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8(a)

I hereby certify that this Response to Notice to File Missing Parts of Nonprovisional Application, Request for Refund, and Request for Corrected Filing Receipt, together with any paper referred to as being attached or enclosed, is being deposited with the United States Postal Service on the date shown below with sufficient postage as first-class mail in an envelope addressed to Box Missing Parts, Assistant Commissioner for Patents, Washington, D.C. 20231.



Chandra Russell

Date: November 8, 2000



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING DATE	GRP ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO	DRAWINGS	TOT CLAIMS	IND CLAIMS
09/658,390	09/08/2000	1713	498	FTI 126	1	37	3

Patrea L Pabst Esq
Arnall Golden & Gregory LLP
2800 One Atlantic Center
1201 West Peachtree Street
Atlanta, GA 30309-3450

FILING RECEIPT



OC00000005520827

Date Mailed: 10/31/2000

Receipt is acknowledged of this nonprovisional Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Customer Service Center. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the PTO processes the reply to the Notice, the PTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

Arthur J. Coury, Boston, MA ;
Stephen D. Goodrich, ~~Monkato, MA~~ *NORCROSS, Georgia* ;
Hildegard M. Kramer, Westport, CT ;
Luis Z. Avila, Arlington, MA ;
John F. Traverse, Somerville, MA ;
Peter K. Jarrett, Sudbury, MA ;

Continuing Data as Claimed by Applicant

THIS APPLN CLAIMS BENEFIT OF 60/153,190 09/10/1999

Foreign Applications

If Required, Foreign Filing License Granted 10/31/2000

** SMALL ENTITY **

Title

Hydrogels for orthopedic repair

Preliminary Class

526

RECEIVED

NOV 07 2000

PATENT DEPT.

Data entry by : CETIN, CHIN

Team : OIPE

Date: 10/31/2000

**LICENSE FOR FOREIGN FILING UNDER
Title 35, United States Code, Section 184
Title 37, Code of Federal Regulations, 5.11 & 5.15**

GRANTED

The applicant has been granted a license under 35 U.S.C. 184, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" followed by a date appears on this form. Such licenses are issued in all applications where the conditions for issuance of a license have been met, regardless of whether or not a license may be required as set forth in 37 CFR 5.15. The scope and limitations of this license are set forth in 37 CFR 5.15(a) unless an earlier license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

This license is to be retained by the licensee and may be used at any time on or after the effective date thereof unless it is revoked. This license is automatically transferred to any related applications(s) filed under 36 CFR 1.53(d). This license is not retroactive.

The grant of a license does not in any way lessen the responsibility of a licensee for the security of the subject matter as imposed by any Government contract or the provisions of existing laws relating to espionage and the national security or the export of technical data. Licensees should apprise themselves of current regulations especially with respect to certain countries, of other agencies, particularly the Office of Defense Trade Controls, Department of State (with respect to Arms, Munitions and Implements of War (22 CFR 121-128)); the Office of Export Administration, Department of Commerce (15 CFR 370.10 (j)); the Office of Foreign Assets Control, Department of Treasury (31 CFR Parts 500+) and the Department of Energy.

NOT GRANTED

No license under 35 U.S.C. 184 has been granted at this time, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" DOES NOT appear on this form. Applicant may still petition for a license under 37 CFR 5.12, if a license is desired before the expiration of 6 months from the filing date of the application. If 6 months has lapsed from the filing date of this application and the licensee has not received any indication of a secrecy order under 35 U.S.C. 181, the licensee may foreign file the application pursuant to 37 CFR 5.15 (b).

PLEASE NOTE the following information about the Filing Receipt:

- The articles such as "a," "an" and "the" are not included as the first words in the title of an application. They are considered to be unnecessary to the understanding of the title.
- The words "new," "improved," "improvements in" or "relating to" are not included as first words in the title of an application because a patent application, by nature, is a new idea or improvement.
- The title may be truncated if it consists of more than 600 characters (letters and spaces combined).
- The docket number allows a maximum of 25 characters.
- If your application was submitted under 37 CFR 1.10, your filing date should be the "date in" found on the Express Mail label. If there is a discrepancy, you should submit a request for a corrected Filing Receipt along with a copy of the Express Mail label showing the "date in."
- The title is recorded in sentence case.

Any corrections that may need to be done to your Filing Receipt should be directed to:

Assistant Commissioner for Patents
Office of Initial Patent Examination
Customer Service Center
Washington, DC 20231